

MINORITY MEDIA AND TELECOMMUNICATIONS COUNCIL

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OCT 15 2002

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October 15, 2002

Hon. Ma-lene H. Dortch
Secretary
Federal Communications Commission
445 12th Street S.W.
Washington, D.C. 20554

Dear Ms. Dortch:

RE: MM Docket No. 98-204 (Mass Media EEO)

Pursuant to 47 CFR §1.1206, this will disclose that in this permit-but-disclose proceeding, representatives of the **Minority Media and Telecommunications Council** ("MMTC") and the League of United Latin American Citizens ("LULAC") made an oral ex parte presentation at a Friday, October 11, 2002, 4:00 PM meeting with Commissioner Kevin Martin and Catherine Bohigian, Esq., Legal Assistant to Commissioner Martin. Our delegation consisted of Eduardo Peña, Esq., communications counsel for LULAC, and myself.

We presented copies of MMTC's ex parte letter (dated October 1, 2002 and filed October 2, 2002) and its exhibits and attachments. We indicated that Mr. Peña was available in the event there were questions concerning the LULAC 1993 Texas television EEO petition to deny (discussed in Mr. Peña's declaration, which is Exhibit 4 to the MMTC ex parte letter). Most of our discussion of the EEO proceeding was devoted to the Blumrosens Study of discrimination in American **industry**, including broadcasting and cable (relevant excerpts found in Exhibit 1 to the MMTC ex parte letter). We explained its methodology and expressed our view that statistical analyses such as this can be useful in illuminating intentional discrimination. We urged that statistical data, such as that found on Form 395, should remain available for that limited purpose. Finally, we maintained

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that the extent of discrimination as shown in the Blumrosens study was so profound that the Commission should deem it a high priority to restore strong, enforceable EEO rules.

We also presented a study (being filed today by MMTC for the record in this proceeding) entitled "A Look Towards Advancement: Minority Employment in Cable II" (National Association of Minorities in Communications, September, 2002). We pointed out that the perceptions of minority and female cable employees' perceptions of the extent of discrimination in their companies were a close match to the Blumrosens study's statistical findings of discrimination in the cable industry.

Finally, we confirmed that we continue to believe that issues relating to the possible use of Form 395 should be handled in a separate proceeding.

An original and two copies of this letter are being filed with the Secretary

Respectfully submitted,



David Honig
Executive Director

cc: Hon. Kevin Marlin
Catherine Bohigian, Esq
Richard Zaragoza, Esq.
Henry Haumann, Esq

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